

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION

PETER J. SMITH,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CASE NO. 2:19-cv-592-RAH
	)	
SUBWAY INC., <i>et al.</i> ,	)	
	)	
Defendants.	)	

**ORDER**

On August 28, 2020, the Magistrate Judge entered a Recommendation, (Doc. 10), to dismiss this case prior to service of process. There being no timely objections filed to the Recommendation, and based on an independent review of the record, it is

ORDERED:

1. The Recommendation of the Magistrate Judge is ADOPTED. (Doc. 10.)
2. This case is DISMISSED in accordance with the directives of 28 U.S.C. § 1915(e)(2)(B)(i) and (ii).

A separate Final Judgment will be entered in accordance with this order.

DONE, this 1st day of October, 2020.

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/s/ R. Austin Huffaker, Jr.  
R. AUSTIN HUFFAKER, JR.  
UNITED STATES DISTRICT JUDGE